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Attorneys for Plaintiffs
 JAREK MOLSKI
 and DISABILITY RIGHTS
 ENFORCEMENT, EDUCATION
 SERVICES: HELPING YOU
 HELP OTHERS

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JAREK MOLSKI, an individual; and
 DISABILITY RIGHTS ENFORCEMENT,
 EDUCATION SERVICES: HELPING
 YOU HELP OTHERS, a California public
 benefit corporation,
 Plaintiffs,
 v.
 LA ROCHELLE; DANIEL P.
 MIRASSOU, JAMES L. MIRASSOU and
 PETER M. MIRASSOU, dba LA
 ROCHELLE,
 Defendants.

CASE NO. C 04-1985 HRL
STIPULATION OF DISMISSAL

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement Agreement and General Release ("Agreement"), each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

Therefore, IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

This stipulation may be executed in counterparts, all of which together shall constitute one original document.

DATED: July 26, 2005

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

By: /s/
Jessica A. Dayton
Attorneys for Plaintiffs JAREK MOLSKI and
DISABILITY RIGHTS ENFORCEMENT,
EDUCATION SERVICES: HELPING YOU HELP
OTHERS

DATED: July 26, 2005

SCHAFFER, LAX, McNAUGHTON & CHEN

By: /s/
Russell A. Franklin
Attorneys for Defendants defendants DANIEL P.
MIRASSOU, JAMES L. MIRASSOU and PETER
M. MIRASSOU, dba LA ROCHELLE

ORDER

IT IS HEREBY ORDERED that matter is dismissed with prejudice pursuant to Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties' Settlement Agreement and General Release should such enforcement be necessary, until May 1, 2006.

Dated: 7/28, 2005

/s/ Howard R. Lloyd
Hon. Howard R. Lloyd
UNITED STATE DISTRICT JUDGE
Magistrate